

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
RALEIGH DIVISION**

**IN RE: GOLDEN CORRAL DATA
BREACH LITIGATION**

Case No.: 5:24-cv-00123-M-BM

**PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL
OF CLASS ACTION SETTLEMENT**

Plaintiffs Yasmeenah Morrow, Wayland Bennett, Ashley Hunt, Mika Inelus, Amber Walker and Christie Brooks, individually and behalf of others similarly situated (“Plaintiffs”), hereby move this Court to:

1. Preliminarily approve the settlement described in the “Settlement Agreement” between Plaintiffs and Golden Corral Corporation (“Defendant”), and the attachments thereto (including the Short Form Notice, the Long Form Notice, the Claim Form, the Proposed Preliminary Approval Order, and the Proposed Final Approval Order) filed herewith in support of this Motion as fair, reasonable, and adequate;
2. Provisionally certify the Settlement Class pursuant to Rule 23 for settlement purposes only;
3. Approve the Notice Program set forth in the Settlement Agreement, including the form and content of the notices attached to the Settlement Agreement as Exhibits A and B;
4. Designate Plaintiffs as Class Representatives;
5. Approve the retention of Kroll Settlement Administration LLC as Settlement Administrator;

6. Approve the procedures set forth in Section VI of the Settlement Agreement (Exhibit A to the supporting Declaration) for Settlement Class Members to exclude themselves from the Settlement Class or object to the Settlement;

7. Approve the use of a claim form substantially similar to that attached as Exhibit C to the Settlement Agreement, filed herewith;

8. Further stay the Action of otherwise adjourn litigation deadlines pending Final Approval of the Settlement;

9. Stay and/or enjoin, pending Final Approval of the Settlement, any actions brought by Settlement Class Members concerning a Released Claim; and

10. Schedule a Final Approval Hearing for a time and date convenient for the Court 120 days or more after a Preliminary Approval Order is entered, at which the Court will conduct an inquiry into the fairness of the Settlement, final approval of the Settlement and consideration of Settlement Class Counsel's Motion for Award of Fees, Expenses, Expenses, and Service Awards for the Class Representatives.

This Motion is based upon: (1) this Motion; (2) the Memorandum in Support of Plaintiffs' Unopposed Motion for Preliminary Approval of Class Action Settlement; (3) the Declaration of Gary M. Klinger filed herewith; (4) the Settlement Agreement; (5) the Notices of Class Action Settlement (both Short and Long Form); (6) the Claim Form; (7) the [Proposed] Order Granting Preliminary Approval of Class Action Settlement; (8) the [Proposed] Final Approval Order; (9) the records, pleadings, and papers filed in this action; and (10) upon such other documentary and oral evidence or argument as may be presented to the Court at or prior to the hearing of this Motion.

CERTIFICATE OF CONFERRAL

I hereby certify that Plaintiffs' Counsel has conferred with Counsel for Defendant, and is authorized to represent that this Motion is unopposed.

Dated: January 17, 2025

/s/ Gary M. Klinger

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CERTIFICATE OF SERVICE

I hereby certify that on January 17, 2025, I filed the foregoing document with the Court via CM/ECF. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system.

/s/ Gary M. Klinger
Gary M. Klinger